

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION**

UNITED STATES OF AMERICA, *ex rel.* §  
ALEX DOE, Relator, THE STATE OF §  
TEXAS, *ex rel.* ALEX DOE, Relator, THE §  
STATE OF LOUISIANA, *ex rel.* ALEX DOE, §  
Relator, §  
Plaintiffs, §  
v. §  
PLANNED PARENTHOOD FEDERATION §  
OF AMERICA, INC., PLANNED §  
PARENTHOOD GULF COAST, INC., §  
PLANNED PARENTHOOD OF GREATER §  
TEXAS, INC., PLANNED PARENTHOOD §  
SOUTH TEXAS, INC., PLANNED §  
PARENTHOOD CAMERON COUNTY, §  
INC., PLANNED PARENTHOOD SAN §  
ANTONIO, INC., §  
Defendants. §

**PLANNED PARENTHOOD FEDERATION OF AMERICA, INC.'S NOTICE OF  
APPEAL**

Pursuant to Federal Rule of Appellate Procedure 4(a)(1), 28 U.S.C. § 1291, and *Toice v. Proskauer Rose, L.L.P.*, 816 F.3d 341 (5th Cir. 2016), Defendant Planned Parenthood Federation of America, Inc. (“PPFA”) hereby appeals to the United States Court of Appeals for the Fifth Circuit the order of the United States District Court for the Northern District of Texas entered on October 23, 2023 that partially denied PPFA’s motion for summary judgment, ECF No. 554.<sup>1</sup>

Dated: November 20, 2023

Respectfully Submitted,

O’MELVENY & MYERS LLP

*/s/ Danny S. Ashby*  
DANNY S. ASHBY  
Texas Bar No. 01370960  
dashby@omm.com  
MEGAN R. WHISLER  
Texas Bar No. 24079565  
mwhisler@omm.com  
2501 N. Harwood Street, Suite 1700  
Dallas, Texas 75201  
T: (972) 360-1900  
F: (972) 360-1901

LEAH GODESKY (pro hac vice)  
lgodesky@omm.com  
1999 Avenue of the Stars, 8th Floor  
Los Angeles, California 90067  
T: (310) 553-6700  
F: (310) 246-6779

ANTON METLITSKY (pro hac vice)  
ametlitksy@omm.com  
7 Times Square  
New York, New York 10036  
T: (212) 326-2000  
F: (212) 326-2061

---

<sup>1</sup> The order is not viewable on the public docket because this Court sealed it in full.

RYAN BROWN ATTORNEY AT LAW  
Ryan Patrick Brown  
Texas Bar No. 24073967  
[ryan@ryanbrownattorneyatlaw.com](mailto:ryan@ryanbrownattorneyatlaw.com)  
1222 S. Fillmore St.  
Amarillo, Texas 79101  
T: (806) 372-5711  
F: (806) 350-7716

*Attorneys for Defendant Planned Parenthood  
Federation of America, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 20, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system, which will send a notice of electronic filing to all participating counsel of record.

/s/ *Danny S. Ashby*